From: Jay Colson

To: Microsoft ATR

Date: 1/17/02 8:37am

Subject: Microsoft Settlement

the proposed final judgement:

- \* Fails to reduce the application barrier to entry that Microsoft was found to have illegally protected;
- \* Fails to remedy the injury done to the Java^TM technology community;
- \* Fails to remedy the illegal injury that Microsoft was found to have done to Netscape Navigator and the browser market;
- \* Fails to curtail Microsoft's illegal bundling of middleware programs including browsers, media players, and instant messaging software into the monopoly Windows operating system;
- \* Is ambiguous and subject to manipulation by Microsoft because it lacks an effective enforcement mechanism.